IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 4TH DECEMBER 2006 / 13TH AGRAHAYANA 1928

Crl.MC.No. 3839 of 2006()

CC.752/2003 of JUDL.MAGISTRATE OF FIRST CLASS-II, ERNAKULAM
CRIME NO.599/02 OF ERNAKULAM TOWN NORTH POLICE STATI0N

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PETITIONER: ACCUSED NOS.2 & 3:

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1. SHINE GEORGE, S/O. GEORGE,
VALIYAPARAMBIL HOUSE, PACHALAM DESOM,
CHERANALLOOR VILLAGE, KANAYANNOOR TALUK.

2. JOSE EDWIN, S/O. GEORGE,
KIZHAVANAPARAMBIL HOUSE, PACHALAM DESOM,
CHERANALLOOR VILLAGE, KANAYANNOOR TALUK.

BY ADV. SRI.P.M.ZIRAJ

RESPONDENTS: COMPLAINANT:

STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR, HO'BLE HIGH COURT OF KERALA AT ERNAKULAM, REP. BY SUB INSPECTOR OF POLICE, ERNAKULAM TOWN NORTH POLICE STATION.

BY P.P. SRI.K.A. AKBAR.

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 04/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

CRL.M.C.NO. 3839 OF 2006

Dated this the 4th day of December, 2006

ORDER

The short prayer of the petitioners is that C.C.No.752/03 pending before the learned Judicial Magistrate of the First Class-II, Ernakulam, where they face indictment as accused 2 and 3 for the offences punishable, inter alia, under Sec.3 of the P.D.P.P. Act may be disposed of expeditiously. In the circumstances explained in the petition, this Court was satisfied that the prayer of the petitioners is justified and a report of the learned Magistrate was called for. In the report, the learned Magistrate points out that though this case is not ripe for disposal and is not included in the target, the case can be disposed of, if this Court directs, within a period of four weeks from the date of the direction. I am satisfied that the requisite direction can be issued.

2. In the result:

(a) This Crl.M.C. is allowed.

(b) The learned Magistrate is directed to dispose of

C.C.No.752/03 as expeditiously as possible – at any rate, within a period of 45 days from the date on which a copy of this order is placed before the learned Magistrate.

3. Issue a copy of this order to the learned counsel for the petitioners for production before the learned Magistrate.

Sd/-

(R. BASANT, JUDGE)

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//true copy//

P.S. to Judge